

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
CENTRAL DIVISION**

**BLAKE PACK
#120644**

PLAINTIFF

V. Case No. 4:20-cv-01217-LPR

**TIM RYLES, Sheriff, Faulkner County;
CHRISTOPHER REID MILLER, Captain,
Faulkner County; T. COLLINS, Sgt.,
Faulkner County; and JOHN RANDALL,
Jail Administrative, Faulkner County**

DEFENDANTS

ORDER

On October 9, 2020, Blake Pack (“Plaintiff”), then a prisoner in the Faulkner County Detention Center, filed a *pro se* Complaint pursuant to 42 U.S.C. § 1983. (Doc. 1).

On October 30, 2020, the Court entered an Order in which it directed Plaintiff to either pay the filing fee for this action or file an application to proceed *in forma pauperis*. (Doc. 3). The Court warned Plaintiff that his failure to comply with the Order would cause his Complaint to be dismissed. (*Id.*). Plaintiff has not complied with or otherwise responded to the October 30, 2020 Order, and the time for doing so has passed.¹

Accordingly, Plaintiff’s Complaint is DISMISSED without prejudice pursuant to Local Rule 5.5(c)(2) and Rule 41(b) of the Federal Rules of Civil Procedure. *See Link v. Wabash R.R. Co.*, 370 U.S. 626, 630-31 (1962) (district courts have power to dismiss *sua sponte* under Rule 41(b)).

The Court certifies pursuant to 28 U.S.C. § 1915(a)(3) that an *in forma pauperis* appeal from the Order and Judgment dismissing this action would not be taken in good faith.

¹ It appears that all mail sent by the Court to Mr. Pack has been returned as undeliverable because Mr. Pack is no longer at the address on file with the Court. (Docs. 4, 5, and 6). Under Local Rule 5.5(c)(2), it is Mr. Pack’s responsibility to promptly notify the Court of an address change. He has not done so.

IT IS SO ORDERED this 3rd day of December, 2020.



LEE P. RUDOFSKY
UNITED STATES DISTRICT JUDGE